

Congress of the United States
Washington, DC 20515

August 22, 2022

The Honorable Alejandro Mayorkas
Secretary
U.S. Department of Homeland Security
245 Murray Lane, SW
Washington, DC 20528

Dear Secretary Mayorkas:

Under your leadership the Department of Homeland Security (DHS) is failing to take the steps necessary to achieve and maintain operational control of our borders. Instead of securing our borders, your department is facilitating the release of illegal aliens into the country. Your catch and release policies have made our country less secure and are encouraging illegal aliens to cross our borders.

In January 2022, the Transportation Security Administration (TSA) confirmed to members of Congress that between January 1, 2021, and October 31, 2021, TSA allowed approximately 45,000 illegal aliens to board planes without presenting identification (ID) included on TSA's acceptable forms of ID list.¹ Instead of providing acceptable forms of ID, these illegal aliens presented DHS-issued documents.² And last month, Acting Administrator David Pekoske testified that so far this calendar year TSA permitted "under 1,000" individuals to travel "with arrest warrants or deportation notices" instead of approved forms of ID.³ This number seems extremely low given the fact that DHS has released nearly 500,000 illegal aliens into the United States so far this year.

Last October, Assistant Secretary Alice Lugo informed Members of Congress that TSA accepts I-862s (Notice to Appear) with an I-385 (Alien Booking Record), ICE Form I-200s (Warrant of Arrest of Alien), ICE Form I-205s (Warrant of Removal/Deportation), ICE Form I-220As (Order of Release on Recognizance), ICE Form I-220Bs (Order of Supervision), and CBP I-94s (Arrival and Departure Form) as acceptable identification documents.⁴ These documents are not secure documents and can easily be forged, copied, or otherwise manipulated. Given the fact that American citizens are constantly being reminded that their IDs will soon need to be REAL ID compliant to board an airplane, it is extremely troubling that TSA is allowing illegal aliens to use nonsecure documents as IDs to board planes.

¹ Letter from David P. Pekoske, Administrator, Transportation Security Administration, to Members of the House of Representatives (Jan. 7, 2022).

² *Id.*

³ Nomination of the Honorable David P. Pekoske to be Administrator, Transportation Security Administration, U.S. Department of Homeland Security: Hearing Before the Senate Committee on Homeland Security and Governmental Affairs 117 Congress (July 21, 2022).

⁴ Letter from Alice Lugo, Assistant Secretary, Office of Legislative Affairs, Department of Homeland Security, to Members of the House of Representatives (October 13, 2021).

The fact that U.S. taxpayer dollars are being used either directly or indirectly to pay for illegal aliens to be transported throughout the country is a slap in the face to all law-abiding, tax-paying Americans. Instead of using taxpayer funds to transport illegal aliens, DHS should be using those funds to acquire additional detention space so that it may detain the illegal aliens as required by the law.

As Congress prepares to debate the fiscal year 2023 Department of Homeland Security Appropriations Act, we need information from your department to determine how you have been spending the funds we have previously appropriated. Please provide answers to the following questions and the requested information and documents by September 9, 2022.

1. Since January 20, 2021, how many illegal aliens has TSA allowed to board flights without ID included on TSA's acceptable forms of ID list?
2. Since January 20, 2021, how many illegal aliens has TSA allowed to board flight with DHS-issued documents?
 - a. Please provide a breakdown of the number of times each type of DHS-issued document was used by an illegal alien.
3. In addition to the forms previously identified, what additional forms of ID does TSA accept in lieu of ID included on TSA's acceptable forms of ID list?
4. What additional screening or vetting procedures are used by TSA or any other DHS component to verify the identity of an illegal alien prior to allowing the illegal alien to board a flight?
5. Please provide copies of all guidance documents provided to TSA employees regarding the screening of illegal aliens at airports.
6. How many illegal aliens has DHS paid to transport to locations throughout the United States?
 - a. Please provide a breakdown for each means of transportation (e.g., bus, plane, or train).
 - b. Please provide breakdown of the destinations for each alien.
7. How many non-governmental organizations (NGOs) has FEMA reimbursed with funds from the Emergency Food and Shelter Program?
 - a. Please provide a list of all NGOs that have been reimbursed for transporting illegal aliens throughout the United States with funds from the Emergency Food and Shelter Program or any other program.
 - b. Please provide copies of the documentation submitted by each NGO in support of the reimbursement request.
8. Since January 20, 2021, how many NGOs have contracted with DHS or entered into Memoranda of Agreement (MOA), Memoranda of Understanding (MOU), or other agreements with DHS to transport illegal aliens throughout the United States, to house illegal aliens either permanently or temporarily in the United States, or to provide other services to illegal aliens in the United States?
 - a. Please provide copies of all these contracts, MOU, MOA, or other agreements.

9. Since January 20, 2021, how many NGOs have received grants from DHS to transport illegal aliens throughout the United States, to house illegal aliens either permanently or temporarily in the United States, or to provide other services to illegal aliens in the United States?

a. Please provide copies of all grant applications and award letters for these grants.

We look forward to receiving your responses in a timely manner.

Sincerely,



Andy Biggs
Member of Congress



Michael Cloud
Member of Congress



Jody Hice
Member of Congress



Tom McClintock
Member of Congress



Bob Good
Member of Congress




Paul A. Gosar, D.D.S.
Member of Congress



Diana Harshbarger
Member of Congress



Marjorie Taylor Greene
Member of Congress



Glenn Grothman
Member of Congress



Ralph Norman
Member of Congress



Ron Estes
Member of Congress



Louie Gohmert
Member of Congress



Scott Perry
Member of Congress



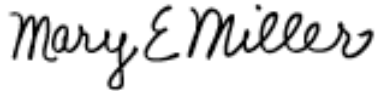
Lauren Boebert
Member of Congress



Chip Roy
Member of Congress



Bill Posey
Member of Congress



Mary E. Miller
Member of Congress



Ken Buck
Member of Congress



Jeff Duncan
Member of Congress



Ben Cline
Member of Congress



Debbie Lesko
Member of Congress



Mo Brooks
Member of Congress



Andy Harris, M.D.
Member of Congress



Dan Bishop
Member of Congress